

**CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS
STATE OF LOUISIANA**

Judge Preston Hufft - Ad Hoc Judge

SUBPOENA

No. 94-1523

DIVISION " "

Darlene D. Ribando, et al

Docket No. _____

Owens Corning, et al

TO: U.S. Environmental Protection Agency, Westbank asbestos Program
2150 Westbank Expressway, Harvey LA Outreach Office
CLERK, CIVIL DISTRICT COURT - Please issue a subpoena to the above party as directed
 below.

SUBPOENA REQUEST

SUBPOENA REQUEST

XXXX
[**XXXX**] **YOU ARE COMMANDED** to appear in the Civil District Court, Parish of Orleans in Division
" **9:00**". 421 Loyola Ave., New Orleans, LA 70112, on the _____ day of November, 1997 at
_____ o'clock _____m., to testify the truth according to your knowledge, in a controversy pending
herein between the parties above named; and hereof you are not to fail under the penalty of the law. By order
of the Court.

DEPOSITION SUBPOENA REQUEST

[] **YOU ARE COMMANDED** to appear at the place, date and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION

DATE AND TIME

REQUEST FOR WRIT OF SUBPOENA DUCES TECUM

[] **YOU ARE COMMANDED** to produce and permit inspection and copying of the following documents or objects for the ____ trial, ____ deposition, or ____ hearing (state type) _____
_____ at the place, date and time specified below (list documents or objects) pursuant to the provisions of Article 1354 et. seq. of the LA Code of Civil Procedure.

Please produce the documents listed in Exhibit "A" (hereto attached) at the trial of this matter to be held at the Civil District Courthouse, 428 Loyola Avenue, New Orleans, LA.

PLACE

DATE AND TIME

DALE N. ATKINS, CLERK
CIVIL DISTRICT COURT

Issued at the request of; and,
Fees and cost guaranteed by undersigned

ATTORNEY

ATTORNEY'S
NAME & BAR NUMBER

ADDRESS
&
TELEPHONE NUMBER

Attorney's signature

Michael T. Cali, Bar #3791
~~Erilot Partridge Kohnke & Clements~~
 3600 Energy Center, 1100 Poydras St.
 New Orleans, LA 70160-3600
 (504) 599-8000

**File original and two copies with Clerk
fourth copy for Attorney's File**



919590

BRING THIS NOTICE WITH YOU.

SPUBPOENA DUCES TECUM

EXHIBIT "A"

Certain materials related to the United States Environmental Protection Agency's ("EPA") and the Louisiana Department of Environmental Quality's ("DEQ") operations concerning asbestos material in certain neighborhoods of Jefferson Parish, Louisiana, on the west bank of the Mississippi River, approximately across from New Orleans. Various EPA and DEQ documents refer to these operations, or some subset of them, as the Westbank Asbestos Superfund Removal Site. The geographical scope of the operation about which you must produce this information is the communities of Marrero, Harvey, Westwego, and Gretna in Jefferson Parish, Louisiana. Produce material indicating or containing the following information:

1. The past and/or present locations, including street addresses, of any and all materials believed or suspected to contain asbestos, regardless of whether such material is and/or was at some point encapsulated, covered over, and/or otherwise rendered non-friable and/or non-respirable;
2. The quantity, approximate quantity, and/or area of such materials at each location;
3. The type(s) of such materials at each location (e.g., Transite scrap, shingle scrap, other scrap, a mixture);
4. The results of any and all testing of such materials to determine whether they in fact contain asbestos, the asbestos content, and the proportion of each type of asbestos (blue/crocidolite, brown/amosite, white/chrysotile, etc.);
5. Any and all information necessary to correlate such test results with the location from which the tested material was taken;
6. The past and/or present locations, including street addresses, of any and all soil believed or suspected to contain any substantial amount of asbestos, regardless of whether such soil is and/or was at some point encapsulated, covered over, and/or otherwise rendered non-friable and/or non-respirable;
7. The quantity, approximate quantity, and/or area of such soil at each location;
8. The results of any and all testing of such soils to determine whether they in fact contain asbestos, the asbestos content, and the proportion of each type of asbestos (blue/crocidolite, brown/amosite, white/chrysotile, etc.); and
9. Any and all information necessary to correlate such test results with the location from which the tested soil was taken.